

### REMARKS

In the outstanding office action, the Examiner requires a restriction of the claims 1-11 to one of the following claim groups:

- I. Claims 1-3 drawn to a vector comprising a lectin gene regulation site of *Misgurnus mizolepis*, classified in class 536, subclass 24.1, and class 435, subclasses 320.1.
- II. Claims 4-5, 8 and 10 drawn to a vector comprising a lectin gene regulation site of *Misgurnus mizolepis* operably linked to a growth hormone gene of *Misgurnus mizolepis*, and use of said vector to generate a transgenic *Misgurnus mizolepis*, classified in class 435, subclass 320.1; class 800, subclasses 20, 24.
- III. Claims 6-7, 9 and 11 drawn to a vector comprising a lectin gene regulation site of *Cyprinus carpio* operably linked to a growth hormone gene of *Cyprinus carpio*, and use of said vector to generate a transgenic *Cyprinus carpio*, classified in class 435, subclass 320.1; class 800, subclasse 20, 24.

The Examiner contends that the claim groups represent distinct inventions and thus the Examiner requires restriction to one of the indicated groupings for examination on the merits.

In response to the outstanding office action, Applicants herein elect group number one (1) directed toward claims 1-3 for prosecution on the merits. Correspondingly, non-elected claims 4-11 are canceled as being directed to non-elected claim groups. Applicants, however, reserve the right to pursue the non-elected claims in related applications without prejudice in respect of the present amendment or otherwise.

It is believed that the foregoing is fully responsive to the present office action and that the claims are allowable to Applicants. Consideration of the application and allowance thereof are respectfully requested.

The Examiner is invited to contact Applicants' attorneys at the below-indicated telephone number regarding this response or otherwise concerning the present application. Please charge any required fees for this response, or otherwise concerning the present application, to Deposit Account No. 06-1130 maintained by Applicant's attorney.

Respectfully submitted,

CANTOR COLBURN LLP

By: 

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